

Message Text

PAGE 01 STATE 026725

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APPROVED BY IO:JWMCDONALD

L:CEMAW

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ARA/PLC:RJBLOOMFIELD (DRAFT)

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S/S:MR. LUERS

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FM SECSTATE WASHDC

TO USMISSION GENEVA PRIORITY

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C O N F I D E N T I A L STATE 026725

EXDIS

E.O. 11652: GDS

TAGS: UNCTAD, EGEN, MX

SUBJECT: CHARTER OF ECONOMIC RIGHTS AND DUTIES -
MULTINATIONAL CORPORATIONS

REF: GENEVA 702

1. FOLLOWING IS TEXT OF STATEMENT ON CONDUCT OF FOREIGN ENTERPRISES WHICH IS UNDER CONSIDERATION FOR USE DURING SECRETARY'S MEXICO CITY MEETING. FURTHER MINOR CHANGES IN TEXT REMAIN A POSSIBILITY. YOU ARE AUTHORIZED TO DISCUSS SUBSTANCE OF TEXT PROVISIONS IN COURSE OF YOUR MEETINGS. HOWEVER, YOU ARE NOT REPEAT NOT AUTHORIZED TO SHOW TEXT TO OTHER DELEGATIONS OR TO USE LANGUAGE, AS WE WISH TO RESERVE FORMAL PRESENTATION FOR MEXICO CITY MEETING. FOR SAME REASON, YOU SHOULD NOT REPEAT NOT INDICATE THAT WE ARE CONFIDENTIAL
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CONSIDERING TABLING OF MNC PROPOSAL IN MEXICO. (PUBLIC INTRODUCTION INTO UNCTAD CONTEXT WOULD BE DEFERRED UNTIL JUNE SESSION.)

2. BEGIN TEXT:

"1. EVERY STATE HAS THE RIGHT, CONSISTENTLY WITH INTERNATIONAL LAW, TO PRESCRIBE THE CONDITIONS UNDER WHICH FOREIGN ENTERPRISES OPERATE WITHIN ITS NATIONAL JURISDICTION.

"2. FOREIGN ENTERPRISES SHALL RESPECT THE SOVEREIGNTY AND LAWS OF THE COUNTRIES IN WHICH THEY OPERATE. THEY SHALL ENDEAVOR TO CONDUCT THEMSELVES AS GOOD CORPORATE CITIZENS OF THOSE COUNTRIES, REFRAINING FROM ANY IMPROPER INTERFERENCE IN THEIR INTERNAL AFFAIRS.

"3. FOREIGN INVESTMENT SHOULD CONTRIBUTE TO THE ECONOMIC DEVELOPMENT OF THE HOST COUNTRY UNDER TERMS WHICH ARE MUTUALLY BENEFICIAL TO THE HOST COUNTRY AND THE INVESTOR AND WHICH ARE CONSISTENT WITH THE HOST COUNTRY'S DEVELOPMENT PLANS AND PROGRAMS.

"4. CAPITAL EXPORTING COUNTRIES AND HOST COUNTRIES SHOULD JOIN IN SUPPORTING STUDIES IN WORLD FORUMS LEADING TO THE DEVELOPMENT OF MEASURES FACILITATING THE EXCHANGE OF PUBLISHED DATA CONCERNING THE OPERATIONS OF FOREIGN ENTERPRISES.

"5. HOST GOVERNMENTS SHALL ENDEAVOR TO MAINTAIN STABILITY IN THE RULES AND REGULATIONS THAT THEY MAY ISSUE RESPECTING INVESTMENT, AND SHALL ENSURE THAT THOSE RULES AND REGULATIONS ARE CONSISTENT WITH INTERNATIONAL LAW." KISSINGER

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<< END OF DOCUMENT >>

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